

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

PERRY LEE SISCO,

Plaintiff,

2:05-cv-0867-GEB-JFM-P

vs.

STATE OF CALIFORNIA, et al.,

Defendants.

ORDER

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Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On April 19, 2007, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty days. Neither party has filed objections to the findings and recommendations.

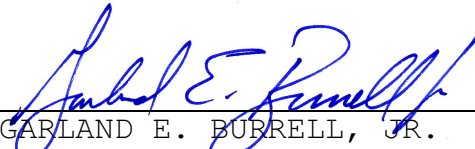
The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

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1 1. The findings and recommendations filed April 19, 2007 are adopted in full;
2 and

3 2. Plaintiff's claims against defendants Beruth, Schmidt, Spears and Falconer are
4 dismissed without prejudice. See Local Rule 11-110; Fed. R. Civ. P. 41(b).

5 Dated: May 24, 2007

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8 GARLAND E. BURRELL, JR.
United States District Judge